

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BORIS BRYANT, DARREN MAYO, §
EDWARD PIERRE, LAWRENCE GRICE, §
KEVIN MCINTYRE, MAURICE §
GALIMORE, JAMES BROWN, CARLOS §
BEATTY, MARCUS PAREJO, LAMAR §
NEWTON, JOHN LUCAS, CARLTON §
SYKES, §

NO. 04:08-CV-03744

Plaintiffs §

vs. §

FMC TECHNOLOGIES, INC., PROSTAFF §
PERSONNEL ACQUISITION CORP. , §

Defendants. §
§

DEFENDANT FMC TECHNOLOGIES, INC.'S
MOTION FOR ATTORNEY CONDUCTED VOIR DIRE

The defendant, FMC Technologies, Inc. (FMC), submits this Motion for Attorney Conducted Voir Dire and requests that the Court permit counsel to conduct a portion of the examination of prospective jurors. In support of this Motion, the defendant shows as follows:

Federal Rule of Civil Procedure 47(a) provides:

Examination of Jurors. The Court may permit the parties or their attorneys to conduct the examination of prospective jurors or may itself conduct the examination.

Pursuant to this Rule, the defendant requests that the Court invoke its discretion and allow each party's counsel fifteen (15) minutes of non-repetitive examination of prospective jurors in addition to the Court's examination. The allegations and defenses in this lawsuit are highly fact-intensive, and if this lawsuit takes six (6) or more weeks to

try, as the plaintiffs' counsel anticipates, the timing could be a significant hardship on some jurors. For these reasons, the jury selection process would greatly benefit from a brief voir dire examination from counsel.

Accordingly, FMC Technologies, Inc. prays that the Court permit counsel to conduct a portion of the examination of prospective jurors.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that I sent a copy of this document to the following on this 27th day of September, 2010 via the Court's electronic filing system:

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